

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

**ROCHESTER GAS & ELECTRIC
CORPORATION**

and

Case 03-CA-081230

**LOCAL UNION NO. 36, INTERNATIONAL
BROTHERHOOD OF ELECTRICAL
WORKERS, AFL-CIO**

REVISED ORDER¹

The Respondent's Motion for partial dismissal of the complaint is denied. The Respondent has failed to establish that there are no genuine issues of material fact and that it is entitled to judgment as a matter of law.

Dated, Washington, D.C., September 11, 2012.

MARK GASTON PEARCE,	CHAIRMAN
RICHARD F. GRIFFIN, Jr.,	MEMBER
SHARON BLOCK,	MEMBER

¹ The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.